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April 14, 1983

James K. Fawcett, Supervisor
Beano Division
NH Sweepstakes Commission
Fort Eddy Road
Concord, NH 03301

Dear Mr. Fawcett:

You have requested our opinion on whether RSA 287 prohibits one charitable organization from operating a beano game or holding a beano license for another charitable organization. Our response is that such practices are prohibited by RSA 287:18 which provides in relevant part:

"Except as provided in RSA 287:9 and RSA 287:10, only bona fide members of the charitable organization holding the beano ... license may operate the beano games ..."¹

Given the express prohibition set forth in RSA 287:18, it is our opinion that one charitable organization may neither hold a beano license nor operate a beano game on behalf of another charitable organization.

¹ The exemptions provided in RSA 287:9 and 10, regarding licenses for agricultural fairs and senior citizens, are not generally applicable.



I trust this is responsive to your inquiry.
Should you have any additional questions, please feel free
to contact me.

Very truly yours,

Loretta S. Platt

Loretta S. Platt
Assistant Attorney General
Division of Legal Counsel

LSP/gla
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